

REGULAR MEETING NO. 31  
Bridge View Center, 102 Church St.

December 5, 2023  
5:30 O'Clock P.M.

The meeting was called to order at 5:30 P.M.

Present were Council Member Roe, Galloway, Hoffman, McAntire and Mayor Johnson.  
Council Member Pope was absent.

Galloway moved, seconded by Hoffman to approve consent agenda items: Mins. from Regular Mtg. No. 29 on Nov. 21, 2023 and Special Mtg. No. 30 on Nov. 27, 2023 as presented; Appointment of Buddy Kelley to Ottumwa Water Works Brd. of Trustees, term to exp. 7/22/2028 due to a vacancy; Civil Service Elig. Lists for Nov. 22, 2023: Police Officer Entrance; Fixing Dec. 19, 2023 as date for public hearing for Cont. of Support and Financial Commitment for Main St. Ottumwa Program 2024-2027; Res. No. 200-2023, fixing Dec. 19, 2023 as date for public hearing on proposal to lease property at Ottumwa Reg. Airport to Dr Pepper Snapple Group; Res. No. 201-2023, fixing Dec. 19, 2023 as date for public hearing on proposal to lease property at Ottumwa Reg. Airport to The American Bottling Comp.; Res. No. 207-2023, fixing Dec. 19, 2023 as date for public hearing on disposal of City owned property at 129 N. McLean; Res. No. 208-2023, fixing Dec. 19, 2023 as date for public hearing on disposal of City owned vacant lot No. 214 on Morris St.; Beer and/or liquor applications for: Reds Pub, 618 Church; Ottumwa Golf & Social Club, 304 E. Golf, with osa; Tequila Grill, 112 N. Market; American Gothic Performing Arts Greater Ottumwa Vocal Arts Project, 529 E. Main; all applications pending final inspections.  
Motion carried 4-1. Absent: Pope

McAntire moved, seconded by Roe to approve Agenda as presented. Motion carried 4-1. Absent: Pope.

Jessica Kinser was introduced, Interim Finance Dir. and provided update on Financial Reporting of City funds. Along with Sarah McGriff, Accountant, FY23 has been reconciled; published AFR 11/28/23 but found errors and will re-publish on 12/9/23; auditors will be on site first wk in Jan. 2024; FY24/25 budget kick off.

City Admin. Rath reported three proposals rec'd for Cedar Creek Golf Course Operations; will hold special city council mtg. 12/12, at 5:00 P.M. at BVC with all submitters; plan to make a decision that evening.

Galloway acknowledged Debbie & David Truit, and Jim Moore on the first Spooky Nights and Lights winner.

Mayor Johnson inquired if anyone from the audience wished to address an item on the agenda. Fred Zesiger, Tim Schwartz and AJ Gevock all request to speak on Item F-1.

This was the time, place and date set for a public hearing regarding previous adoption of Ord. No. 3204-2022, an ord. adopting 2021 version of International Fire Code as the city's fire protection and prevention code. Much discussion was had. Interim Fire Chief Short reported changes included in the Ord. made a significant impact on Main St. Iowa Project; we want to do our due diligence with this and keep life saving measures our top priority.

Galloway added, we have had ongoing conversations about the fire code and realized there are numerous concerns by various entities and wanted a way to bring everyone together to discuss and get on the same page. Unfortunately, when Ord. No. 3204-2022 was passed, there were changes within the Code that we

were not aware of; possibility of working through an amendment in the process instead of reverting back to an outdated version of the Code.

Mr. Zesiger, Mr. Schwartz and Mr. Gevock all addressed council with concerns of this stringent fire code that hinders economic development in the downtown area; can we look at a collaborative approach.

Roe added, we are not going to risk the progression of our community over the expense of public safety; we were not given an opportunity to discuss the major changes within the last Ord. and would ask current staff to research comparables from other cities having this same issue.

Aty. Stone reported any changes to a uniform code requires a public hearing; if you wish to hold a work session to discuss the changes, it would be appropriate to reject what is provided tonight and start over.

Hoffman moved, seconded by McAntire to close the public hearing. Motion carried 4-1. Absent: Pope.

Roe moved, seconded by Hoffman to table this item. Rescinded by both.

Galloway moved, seconded by McAntire to reject first consideration of replacing City's Fire Protection and Prevention Code by reverting back to Ord. No. 3095-2016 that includes 2015 International Fire Code and hold council work session Jan. 9, 2023 to work through possible solutions and/or amendments to the 2021 International Fire Code that will be adopted by Council. Motion carried 4-1. Absent: Pope.

McAntire moved, seconded by Hoffman to approve proposed fee increases for Beach Ottumwa effective Jan. 1, 2024. Motion carried 4-1. Absent: Pope.

Roe moved, seconded by Galloway to approve purchase of JCB-3CX Compact Backhoe for Ottumwa Cemeteries from Rueters of Osceola for \$143,610.20. Motion carried 4-1. Absent: Pope.

McAntire moved, seconded by Galloway to approve replacement of three Flow Loggers and Analyzer Modules from Gurney for WPCF in the amt. \$19,499. Motion carried 4-1. Absent: Pope.

HR Dir. Codjoe provided update on City of Ottumwa Employee Assistance Program (EAP) Services.

Roe moved, seconded by McAntire that Res. No. 197-2023, awarding contract for Greater Ottumwa Park Soccer Complex Project to Bi-State Contracting of West Burlington, IA, for \$3,048,138, be passed and adopted. Park & Rec Dir. Rathje reported four bids rec'd. None of the alternate bids will be accepted. Funded by Ottumwa Regional Legacy Foundation; expect project completion by Dec. 31, 2024. Motion carried 4-1. Absent: Pope.

McAntire moved, seconded by Hoffman that Res. No. 198-2023, awarding contract for Richmond Ave. Pump Station Improvements Project to DC Concrete & Construction of Douds, IA, for \$86,750, be passed and adopted. PW Dir. Burgmeier reported four bids rec'd. Motion carried 4-1. Absent: Pope.

Galloway moved, seconded by McAntire that Res. No. 199-2023, approving annual budget of Ottumwa Water Works Brd. of Trustees for calendar year 2024, be passed and adopted. OWW Mgr. Albert provided the budget. Motion carried 4-1. Absent: Pope.

Roe moved, seconded by Galloway that Res. No. 206-2023, approving Change Order No. 1 to the Demolition and Abatement of 831 Lillian, be passed and adopted. Planning & Zoning Coordinator Rusch reported chimney flue wrap material containing asbestos was missed during initial inspection and the

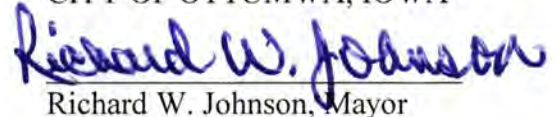
contractor requested change order in the amt. of \$1,500. Motion carried 4-1. Absent: Pope.

Mayor Johnson inquired if anyone from the audience wished to address an item not on the agenda. There were none.


There being no further business, Roe moved, seconded by Galloway that the mtg. adjourn. Motion carried 4-1. Absent: Pope.

Adjournment was at 7:01 P.M.

CITY OF OTTUMWA, IOWA

  
Richard W. Johnson, Mayor

ATTEST:

  
Christina Reinhard, CMC, City Clerk

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